

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 62nd LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON NATURAL RESOURCES**

**Call to Order:** Chair Gordon R. Hendrick, on January 21, 2011 at 3:00 PM, in Room 472 Capitol

#### **ROLL CALL**

**Members Present:**

Rep. Gordon R. Hendrick, Chair (R)  
Rep. Betsy Hands, Vice Chair (D)  
Rep. Brian Hoven, Vice Chair (R)  
Rep. Gerald (Jerry) Bennett (R)  
Rep. Pat Connell (R)  
Rep. Virginia Court (D)  
Rep. Kelly Flynn (R)  
Rep. Alan Hale (R)  
Rep. Bill Harris (R)  
Rep. Mike Miller (R)  
Rep. Michele Reinhart (D)  
Rep. Wendy Warburton (R)  
Rep. Kathleen Williams (D)

**Members Excused:** Rep. Cleve J. Loney (R)  
Rep. Dick Barrett (D)

**Members Absent:** None

**Staff Present:** Lauren Head, Committee Secretary  
Joe Kolman, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

**Executive Action:** HB 37, 1/18/2011; HB 76, 1/18/2011; HB 93, 1/18/2011; HB 147, 1/18/2011, HB 28, 1/18/2011; HB 52, 1/18/2011, HB 101, 1/18/2011; HB 162, 1/18/2011

**EXECUTIVE ACTION ON HB 37**

00:02:05 **Motion:** Rep. Hoven moved that **HB 37 DO PASS.**

**Discussion:**

00:02:51 Rep. Hands

00:03:18 Chairman Hendrick

00:03:53 **Vote:** Motion carried unanimously by voice vote. Rep. Barrett and Rep. Loney voted by proxy.

00:03:57 Rep. Loney joined the meeting.

**EXECUTIVE ACTION ON HB 76**

00:04:30 **Motion:** Rep. Hoven moved that **HB 76 DO PASS.**

**Discussion:**

00:04:43 Chairman Hendrick

00:05:09 Rep. Flynn

00:05:23 **Vote:** Motion carried unanimously by voice vote. Rep. Barrett voted by proxy.

**EXECUTIVE ACTION ON HB 93**

00:05:46 **Motion:** Rep. Hoven moved that **HB 147 DO PASS.**

00:06:01 Previous motion was rescinded by Rep. Hoven.

00:06:04 **Motion:** Rep. Hoven moved that **HB 93 DO PASS.**

**Discussion:**

00:06:37 Rep. Connell

00:07:10 **Vote:** Motion carried unanimously by voice vote. Rep. Barrett voted by proxy.

**EXECUTIVE ACTION ON HB 147**

00:07:28 **Motion:** Rep. Hoven moved that **HB 147 DO PASS.**

**Discussion:**

00:07:42 Chairman Hendrick

00:08:25 Rep. Flynn

00:09:26 Rep. Harris

00:10:39 Rep. Miller

00:10:55 Rep. Hands  
 00:13:02 Rep. Bennett  
 00:14:55 Rep. Reinhart  
 00:15:57 Chairman Hendrick  
 00:16:37 Rep. Harris  
 00:17:08 Rep. Hands  
 00:18:01 Chairman Hendrick  
 00:18:40 Rep. Reinhart

00:19:48 **Vote:** Motion failed 5-10 by roll call vote with Rep. Barrett, Rep. Court, Rep. Hands, Rep. Reinhart and Rep. Williams voting aye. Rep. Barrett voted by proxy.

00:21:21 **Motion/Vote:** Rep. Hoven moved that **HB 147 BE TABLED AND THE VOTE REVERSED**. Motion carried unanimously by voice vote. Rep. Barrett voted by proxy.

00:21:51 Rep. Williams  
 00:22:31 Chairman Hendrick  
 00:23:07 Rep. Williams  
 00:23:47 Rep. Barrett joined the meeting.

**EXECUTIVE ACTION ON HB 28**

00:23:20 **Motion:** Rep. Hoven moved that **HB 28 DO PASS**.

00:23:39 **Motion:** Rep. Hoven moved that **HB 28 BE AMENDED**.

**Discussion:**

00:24:14 Mr. Kolman  
**EXHIBIT(nah16a01)**  
 00:25:48 Rep. Harris  
 00:26:46 Mr. Kolman  
 00:27:27 Rep. Harris  
 00:28:10 Mr. Kolman  
 00:29:25 Rep. Harris  
 00:29:51 Mr. Kolman  
 00:30:13 Rep. Harris  
 00:30:54 Chairman Hendrick  
 00:31:10 Rep. Flynn

00:31:53 **Vote:** Motion carried unanimously by voice vote.

00:32:01 **Motion:** Rep. Hoven moved that **HB 28 DO PASS AS AMENDED**.

**Discussion:**

00:32:09 Rep. Connell  
 00:33:48 Mr. Kolman

00:34:12 Rep. Connell  
 00:34:22 Chairman Hendrick  
 00:34:38 Mr. Kolman  
 00:35:10 Rep. Hands  
 00:37:06 Rep. Reinhart  
 00:39:08 Chairman Hendrick  
 00:39:41 Rep. Reinhart  
 00:40:16 Chairman Hendrick  
 00:40:27 Rep. Reinhart  
 00:41:04 Chairman Hendrick  
 00:41:37 Rep. Flynn  
 00:41:51 Mr. Kolman  
 00:42:08 Chairman Hendrick  
 00:42:18 Rep. Miller  
 00:42:49 Rep. Loney  
 00:43:36 Chairman Hendrick  
 00:43:41 Rep. Hale  
 00:44:18 Rep. Reinhart  
 00:45:14 Rep. Harris  
 00:46:13 Rep. Bennett  
 00:48:05 Rep. Williams  
 00:49:04 Rep. Miller  
 00:49:35 Rep. Hale  
 00:50:11 Vice Chairman Hoven  
 00:51:42 Rep. Hands  
 00:52:09 Rep. Barrett  
 00:53:11 Rep. Loney  
 00:53:56 Rep. Reinhart  
 00:56:26 Chairman Hendrick  
 00:56:36 Rep. Warburton  
 00:56:46 Rep. Hale  
 00:57:19 Rep. Flynn

00:57:48 **Vote:** Motion failed 7-8 by roll call vote with Rep. Barrett, Rep. Court, Rep. Flynn, Rep. Hands, Rep. Harris, Rep. Reinhart and Rep. Williams voting aye.

00:59:13 **Motion/Vote:** Rep. Loney moved that **HB 28 BE TABLED AND THE VOTE REVERSED**. Motion carried unanimously by voice vote.

#### **EXECUTIVE ACTION ON HB 52**

00:59:39 **Motion:** Rep. Hoven moved that **HB 52 DO PASS**.

00:59:52 **Motion:** Rep. Hoven moved that **HB 52 BE AMENDED**.

**Discussion:**

01:00:34 Mr. Kolman

[EXHIBIT](#)(nah16a02)

01:01:51 Rep. Williams

01:02:35 **Vote:** Motion carried unanimously by voice vote.

01:02:45 **Motion:** Rep. Hoven moved that **HB 52 DO PASS AS AMENDED.**

**Discussion:**

01:03:14 Rep. Hands

01:03:33 Rep Bennett

01:04:33 Rep. Flynn

01:04:54 **Vote:** Motion carried unanimously by roll call vote.

**EXECUTIVE ACTION ON HB 101**

01:06:00 **Motion:** Rep. Hoven moved that **HB 101 DO PASS.**

01:06:12 **Motion:** Rep. Court moved that **HB 101 BE AMENDED.**

**Discussion:**

01:06:46 Rep. Court

[EXHIBIT](#)(nah16a03)

01:07:31 **Vote:** Motion carried unanimously by voice vote.

01:07:46 **Motion/Vote:** Rep. Hoven moved that **HB 101 DO PASS AS AMENDED.**  
Motion carried unanimously by voice vote.

**DISCLAIMER:** IN ERROR HB 101 was reported out of committee without the amendments. On January 28, 2011 the amendments previously accepted in committee were added as floor amendments.

**EXECUTIVE ACTION ON HB 162**

01:08:19 **Motion:** Rep. Hoven moved that **HB 162 DO PASS.**

01:08:40 **Substitute Motion:** Rep. Hale made a substitute motion that **HB 162 BE TABLED.**

01:08:49 Mr. Kolman

01:09:18 Previous motion was rescinded by Rep. Hale.

**Discussion:**

01:09:25 Rep. Hands  
01:10:05 Mr. Kolman  
01:10:23 Rep. Warburton  
01:10:52 Rep. Harris  
01:11:23 Rep. Barrett

01:12:14 **Vote:** Motion failed 2-13 by roll call vote with Rep. Harris and Rep. Warburton voting aye.

01:13:34 **Motion/Vote:** Rep. Hands moved that **HB 162 BE TABLED**. Motion carried 14-1 by voice vote with Rep. Connell voting no.

**ADJOURNMENT**

01:14:21      Adjournment

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Lauren Head, Secretary

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Additional Documents:

**EXHIBIT**([nah16aad.pdf](#))